

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

THE FRANCE STONE COMPANY, INC.  
an Ohio Corporation,

CASE NO. 90-CV-73409-DT

HON. TERRENCE G. BERG

Plaintiff,

vs.

FIFTH AMENDED JUDGMENT

CHARTER TOWNSHIP OF MONROE,  
a Michigan Municipal Corporation,

Defendant.

\_\_\_\_\_ /

FIFTH AMENDED JUDGMENT

The Court, having entered an Opinion and Judgment, each dated August 31, 1992, and having entered Amended Orders and Judgments thereafter (collectively, "Judgment"), and the Court having retained jurisdiction in order to enforce the Judgment related to the regulation of the quarry extraction now operated by the successor to Plaintiff, Michigan Materials and Aggregates Company ("MMAC"); and

The parties have represented to the Court that they have agreed to a further amendment to the Judgment and that the proposed amendment would be in the mutual interest of both Plaintiff and Defendant; and

The Court has determined that the provisions of this Fifth Amended Judgment are consistent with the Judgment and are in the public interest; and

The Court, being fully advised in the premises, states,

IT IS ORDERED, DECREED, AND ADJUDGED AS FOLLOWS:

1. Additional Land. Plaintiff has purchased additional land as identified in Exhibit 1 hereto and incorporated herein ("Additional Land"), which Additional Land is hereby included in and subject to the Judgment, subject further to this Fifth Amended Judgment.

Dated: December 10, 2020

/s/Terrence G. Berg

TERRENCE G. BERG

UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM AND SUBSTANCE:

/s/ Richard Becker

Name/Title: Richard Becker, President  
Michigan Materials and Aggregates Company  
15203 South Telegraph Road  
Monroe, Michigan 48161

/s/ Alan Barron

Alan Barron, Supervisor  
Monroe Charter Township

/s/ Christina Smith

Christina Smith, Clerk  
Monroe Charter Township

/s/ Jeffrey S. Osment

Jeffrey S. Osment (P 45403)  
Attorney for MMAC  
23 Washington Street  
Monroe, Michigan 48161  
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/s/ Patricia A. McCormick

Patricia A. McCormick (P 55307)  
Attorney, Monroe Charter Twp.

Address for all:  
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Monroe, MI 48161

# EXHIBIT 1

